10/564702 PATENT Case No. 21274YP

🖫 **Rec'd PCT/PTO** 13 JAN 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	: Min Ge, et al.		
Serial No.	to be assigned	Art Unit:	
CYC	ND 8 MEMBERED HETEROCYCLIC CLOPENTYL BENZYLAMIDE MODULATORS OF EMOKINE RECEPTOR ACTIVITY	Examiner:	

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

Sir:

- 1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
- 2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
- Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
- 4. Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

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Thereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

10/564702 PATENT Case No. 21274YP

RELATED APPLICATION

FILING DATE

MERCK CASE

INFORMATION DISCLOSURE STATEMENT 13 JAN 2006

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

U. S. SERIAL NUMBER

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If th	is is inconvenient, additional copies will be submitted upon reques	st.				
6	6. In accordance with 37 C.F.R. 1.97, (check one)					
\checkmark	the attached information is filed within three months of the filing da	ate of the captioned case.				
	the attached information is filed more than three months after the Office $\mbox{\it Action}$ on the merits.	filing date but prior to the m	ailing of a first			
	the attached information is filed before the mailing of a first Office examination under $\S 1.114$.	action after the filing of a re	equest for continued			
	the attached information is being filed more than three months after the filing date and after the mailing of a first Office Action on the merits, but before the mailing date of a Final Action, Notice of Allowance, or an action that otherwise closes prosecution in the application. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p).					
	each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.					
	each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the information disclosure statement.					
	no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated under 37 C.F.R. 1.56(c) more than three months prior to the filing of this Statement.					
		Respectfully submitted,				
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By: David A. Rubin

Attorney For Applicant(s)

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Date: January 13, 2006

10/564702

10/564702

10/56 Rec'd PCT/P SUBSTITUTE or PEO/SBDS A (07/41) Application Disclosure Statement by Applicant Palent and Trademark Office; U.S DEPARTMENT OF COMMERCE

Sı	bstitute for form 1449A/PTO			COMPLETE IF KNOWN			
Ι	NFORMATION:	DIS	CLOSURE	Application Number	PCT/US2004/021996		
,	TATEMENT BY	AT	DI ICANT	Filing Date	July 9, 2004		
3	IAIEMENIDI	Ar	PLICANI	First Named Inventor	Min Ge, et al.		
	(Group Art Unit			
	(use as many sheets	s as r	iecessary)	Examiner Name			
Sheet	1	of	1	Attorney Docket Number	21274YP		

	U.S. PATENT DOCUMENTS							
Examiner Initials*	Cite No.	U.S. Patent Document Number	Kind Code (if known)		Date of Publication of Cited Document MM-DD-YYYY			
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FOREIGN PATENT DOCUMENTS							
miner Cite No. Office Number Code		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY				
A1			Merck & Co., Inc.	05/21/2004			
	No.	No. Office	Cite No. Office Number	Cite No. Office Number Kind Code (if known)	Cite No. Office Number Sind Code (if known) Name of Patentee or Applicant of Cited Document		

Examiner Signature		Date Considered	

^{*}Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.